

OS REGISTRY

8-0293X

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100TH CONGRESS  
2D SESSION

# H. R. 3943

To provide law enforcement authority for the Federal Protective Service, and for other purposes.

## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 16, 1988

Mr. FRANK introduced the following bill; which was referred jointly to the Committees on Public Works and Transportation and the Judiciary

## A BILL

To provide law enforcement authority for the Federal Protective Service, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

### 3 SECTION 1. SHORT TITLE.

4 This Act may be cited as the "Federal Protective Serv-  
5 ice Act of 1988".

### 6 SEC. 2. ESTABLISHMENT AND FUNCTIONS OF FEDERAL 7 PROTECTIVE SERVICE.

8 The first section of the Act entitled "An Act to author-  
9 ize the Federal Works Administrator or officials of the Feder-  
10 al Works Agency duly authorized by him to appoint special

1 policemen for duty upon Federal property under the jurisdic-  
2 tion of the Federal Works Agency, and for other purposes",  
3 approved June 1, 1948 (40 U.S.C. 318), is amended by strik-  
4 ing out "That" and all that follows through the end of such  
5 section and inserting in lieu thereof the following: "That not-  
6 withstanding subsections (d) and (e) of section 205 of the  
7 Federal Property and Administrative Services Act of 1949,  
8 the Administrator of General Services shall appoint a uni-  
9 formed force of law enforcement officers to be known as the  
10 Federal Protective Service. The officers of the Federal  
11 Protective Service—

12           “(1) shall perform police functions with respect to  
13 public buildings and other property which the Adminis-  
14 trator has a legal duty to protect;

15           “(2) shall perform such other law enforcement  
16 functions as the Administrator may assign in accord-  
17 ance with applicable law; and

18           “(3) may, in the performance of functions under  
19 paragraph (1), exercise the powers granted by section  
20 3063 of title 18, United States Code.”.

21 **SEC. 3. POWERS OF OFFICERS OF THE FEDERAL PROTECTIVE**  
22 **SERVICE.**

23           (a) **IN GENERAL.**—Chapter 203 of title 18, United  
24 States Code, is amended by adding at the end the following  
25 new section:

1 **"§ 3063. Powers of officers of the Federal Protective**  
2 **Service**

3 "Subject to the direction of the Administrator of Gener-  
4 al Services, officers of the Federal Protective Service may, in  
5 the performance of their duties—

6 "(1) carry firearms;

7 "(2) execute any order, warrant, subpoena, or  
8 other process issued under the authority of the United  
9 States for arrest, search or seizure, or production of  
10 evidence; and

11 "(3) make arrests without warrant for offenses  
12 committed in their presence, if they have reasonable  
13 grounds to believe that the person to be arrested has  
14 committed or is committing a felony."

15 (b) **TECHNICAL AMENDMENT.**—The table of sections  
16 for chapter 203 of title 18, United States Code, is amended  
17 by adding at the end the following new item:

"3063. Powers of officers of the Federal Protective Service."

18 **SEC. 4. INCLUSION OF OFFICERS OF THE FEDERAL PROTEC-**  
19 **TIVE SERVICE UNDER THE PROVISIONS OF**  
20 **SECTION 1114 OF TITLE 18, UNITED STATES**  
21 **CODE.**

22 Section 1114 of title 18, United States Code, is amend-  
23 ed by inserting after "the National Credit Union Administra-

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1 tion," the following: "any officer of the Federal Protective  
2 Service,".

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